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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JESSIE MURRAY	)	CASE NO.: 2:14-cv-00467-JCM-GWF
	)	
Plaintiff,	)	
	)	<b><u>STIPULATION TO LIFT STAY OF</u></b>
vs.	)	<b><u>PROCEEDINGS</u></b>
	)	
SUN LIFE ASSURANCE COMPANY OF	)	
CANADA, as Claims Administrator of the	)	
MGM Resorts International Short-Term and	)	
Long-Term Disability Plans; DOES I	)	
through V inclusive; and ROES I through V,	)	
inclusive,	)	
	)	
Defendants.	)	

Pursuant to the Order of this Court dated May 23, 2014 [docket 10], the parties hereby respectfully request the stay of proceedings be lifted in order to proceed with judicial review.

Plaintiff filed suit against Defendant Sun Life on March 27, 2014, alleging wrongful denial of short-term disability insurance benefits under ERISA. In the interests of judicial economy, on May 21, 2014, the parties agreed and stipulated to stay litigation to allow Plaintiff to submit her long-term disability claim to Sun Life and exhaust her administrative remedies. This Court ordered the stay on May 23, 2014. As such, Defendant did not file its answer to Plaintiff's complaint. The administrative appeals process for the long-term disability claim is now complete, and Plaintiff has the right to proceed with her ERISA claims in federal court.

WHEREAS, the parties jointly stipulate that the stay of proceedings be lifted. Plaintiff will file an amended complaint on or before August 26, 2015 to include her long-term disability claim. Pursuant to the parties' May 21, 2014 stipulation, Defendant will not object to the filing of an amended complaint to include the long-term claim.

1 DATED this 7<sup>th</sup> day of August, 2015.

2 LAW OFFICE OF JULIE A. MERSCH

OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, PC

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4 By: /s/ Julie A. Mersch  
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By: /s/ Jill Garcia  
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10 **ORDER**

11 IT IS SO ORDERED.

12   
13 UNITED STATES MAGISTRATE JUDGE

14 Dated: August 10, 2015

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